

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

UNITED STATES

v.

Case No. 1:20-cr-10263-PBS-2

DAVID HARVILLE

**DEFENDANT DAVID HARVILLE'S ASSENTED-TO MOTION TO EXTEND DEADLINE FOR DEFENDANTS TO FILE OBJECTION TO MEMORANDUM AND ORDER ON MOTIONS TO COMPEL DISCOVERY**

NOW COMES defendant David Harville (hereinafter, "Harville") in the above-captioned matter pursuant to Fed. R. Crim. P. 59(a) and respectfully moves this Honorable Court to extend the deadline to December 31, 2021 for the defendants to file an objection to *Memorandum And Order Re: Defendant David Harville's Motion To Compel Discovery (Docket Entry # 73); Defendant Jim Baugh's Motion To Compel Discovery (Docket Entry # 77)* (herein, "Order"). See Document No. 122.

The undersigned counsel for Harville submits the following in support of the within motion:

1. The Court (Bowler, U.S.M.J.) issued the Order on December 1, 2021, and therefore, under Fed. R. Crim P. 59(a), any objection(s) shall be filed within fourteen (14) days, unless otherwise ordered by the Court.
2. Counsel for both defendants are reviewing the Order to determine if an objection will be filed under Fed. R. Crim. P. 56(a), and if so, the scope of the objection, and whether the defendants will file a joint objection in the interests of judicial economy.
3. If the Court allows the extension of time sought herein, defendants assent to the Government having until January 14, 2022 to file any response to the objection(s).

4. The Government assents to the within motion.

**WHEREFORE**, defendant David Harville respectfully requests this Honorable Court allow the within motion.

Respectfully submitted,

**DEFENDANT DAVID HARVILLE**

By his attorneys,

Dated: December 14, 2021

*/s/ Daniel K. Gelb*  
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**CERTIFICATE OF SERVICE**

The undersigned counsel certifies that on December 14, 2021 this document was electronically filed with the Clerk of Court for the United States District Court for the District of Massachusetts using the CM/ECF system, which will send a notice of electronic filing (NEF) to all registered participants in the above-captioned action.

*/s/ Daniel K. Gelb*  
Daniel K. Gelb, Esquire